

Ilan D. Scharf, Esq. (NY Bar No. 4042107)
Jason S. Pomerantz, Esq. (Admitted *pro hac vice*)
Gail S. Greenwood, Esq. (Admitted *pro hac vice*)
PACHULSKI STANG ZIEHL & JONES LLP
780 Third Avenue, 34th Floor
New York, New York 10017
Telephone: (212) 561-7700
Facsimile: (212) 561-7777

Counsel to Plaintiff RDC Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK**

In re:

ROCHESTER DRUG CO-OPERATIVE, INC.

Debtor.

Advisory Trust Group, LLC, as trustee of the RDC
LIQUIDATING TRUST,

Plaintiff,

v.

LAURENCE F. DOUD III, DONALD ARTHUR,
STEPHEN GIROUX, CHRISTOPHER CASEY,
GARRY MROZEK, RICHARD KLENK,
SHERWOOD KLEIN, JOSEPH LECH, BORIS
MANTELL, JOSEPH SCOTT MISKOVSKY, and
PAUL PAGNOTTA, individually as members of the
Debtor's Board of Directors,

Defendants.

Chapter 11

Case No. 20-20230 (PRW)

Adv. Proc. No. 22-02073 (PRW)

STIPULATION EXTENDING TIME TO ANSWER COMPLAINT

Plaintiff, RDC Liquidating Trust, through its trustee Advisory Trust Group, LLC
("Plaintiff"), successor in interest to Rochester Drug Co-Operative, Inc., and defendants, Sherwood

Klein and Paul Pagnotta (collectively, “Defendants,” and together with Plaintiff, the “Parties”), by and through their undersigned attorneys, hereby stipulate:

WHEREAS, on March 8, 2022, Plaintiff filed a complaint (the “Complaint”) against Defendants, and the summons (the “Summons”) was issued on March 9, 2022; and

WHEREAS, on or after March 9, 2022, Defendants were served with the Summons and Complaint.

NOW THEREFORE, the Parties stipulate and agree as follows:

1. Subject to this Court’s approval, the time by which Defendants are required to answer or otherwise respond to the Complaint is extended through and including **April 30, 2022**.
2. Defendants do not challenge personal jurisdiction and waive any objection to service of process of the Summons and Complaint in this adversary proceeding.

Respectfully submitted,

Dated: April 1, 2022

PACHULSKI STANG ZIEHL & JONES LLP

/s/ Ilan D. Scharf

Ilan D. Scharf (NY Bar No. 4042107)
Jason S. Pomerantz
Gail S. Greenwood
780 Third Avenue, 34th Floor
New York, NY 10017
Telephone: (212) 561-7700
Email: bsandler@pszjlaw.com
ischarf@pszjlaw.com
jspomerantz@pszjlaw.com

Counsel to Plaintiff RDC Liquidating Trust

SO ORDERED:

DATED: _____, 2022
Rochester, New York

Dated: April 1, 2022

WOOD OVIATT GILMAN LLP



Warren B. Rosenbaum
Timothy P. Lyster
1900 Bausch & Lomb Place
Rochester, NY 14604
Telephone: (585) 987-2800
Email: wrosenbaum@woodsoviatt.com
tlyster@woodsoviatt.com

Counsel to Defendants Sherwood Klein and Paul Pagnotta

HON. PAUL R. WARREN
United States Bankruptcy Judge